
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Acres

Application No.: 09/827,870

Filing Date: 04-06-2001

Title: METHOD AND APPARATUS FOR
OPERATING MULTIPLE GAMES ON A
NETWORK OF GAMING DEVICES

Attorney Docket No.:
IGT1P289D1C1C1/AC00001-032

Examiner: Rowland, Steve

Group: 3714

Confirmation No. 6066

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I hereby certify that this correspondence is being transmitted electronically through EFS-WEB to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on January 21, 2010.

Signed: _____/Danielle Jones/
Danielle Jones

COMMUNICATION RE PATENT TERM ADJUSTMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

It is respectfully submitted that the Patent Term Adjustment provided in the Notice of Allowance mailed October 22, 2009 was determined incorrectly.

First, the above-referenced application is subject to two terminal disclaimers (filed 10/27/2003 and 1/30/2004) over four different patents (U.S. Patent Nos. 5,655,961, 5,836,817, 5,655,961, and 5,836,817).

Second, the determined Patent Term Adjustment seems to have erroneously double-counted 1503 days of USPTO delay ending in the Notice of Allowance mailed on July 11, 2008.

Third, the determined Patent Term Adjustment seems to be inconsistent with the method of calculating Patent Term Adjustment set forth in *Wyeth v. Kappos*, No. 2009-1120 (Fed. Cir., January 7, 2010) (rejecting the USPTO's interpretation of 5 U.S.C. § 154(b)(2)).

Respectfully submitted,
Weaver Austin Villeneuve & Sampson LLP

/William J. Egan, III/

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